

## REMARKS

Applicant request favorable reconsideration and withdrawal of the rejections set forth in the September 2, 2008 Office Action in view of the foregoing amendments and the following remarks.

Claims 1, 3, 5-7, 9, 12 and 17, are now pending, with claims 1, 12 and 17 being independent claims. Claims 1, 3, 5, 7, 12 and 17 have been amended. Support for the amendments can be found throughout the originally-filed disclosure. Thus, Applicant submit that the amendments do not include new matter.

Claims 1, 3, 6, 7, 9, 12, and 17 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,937,148 to Okazawa (hereinafter "Okazawa") in view of U.S. Patent No. 5,517,649 to McLean (hereinafter "McLean") and U.S. Patent No. 6,347,202 to Shishizuka et al. (hereinafter "Shishizuka et al."). Claim 5 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Okazawa as modified by McLean and Shishizuka et al. in view of U.S. Patent No. 6,795,829 to Alsop (hereinafter "Alsop"). Applicant respectfully traverses these rejections for the following reasons.

As recited in independent Claim 1, the present invention includes, *inter alia*, the feature of calculating a power consumption amount of the image apparatus for the specified operator by multiplying the power consumption per unit time stored by the memory unit and the operation times timed by the timing unit. Applicant submits that the cited documents do not disclose or suggest at least these features.

McLean discloses that in at least calculating power consumption in a sleep state or mode, the calculation is on the basis of at least the operation times timed by the timing means and power consumption per unit time. However, Applicant submits that McLean

does not disclose or suggest how power consumption amount per unit time is obtained.

The other cited art fails to remedy the deficiencies of McLean.

Accordingly, Applicant submits that the cited art fails to disclose or suggest at least the calculating feature recited in independent Claim 1. Independent Claims 12 and 17 recite a similar feature and are believed patentable for reasons similar to independent Claim 1. The dependent claims are patentable for at least the same reasons as the independent claims, as well as for the additional features they recite.

In view of the foregoing, Applicant submits that this application is in condition for allowance. Favorable reconsideration, withdrawal of the outstanding rejections, and an early Notice of Allowance are requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



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